IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

AND
THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT APPEAL No. 1506 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 20-07-2004 in W.P.No.12486 of 2004 on the file of the High Court.)

Between:

Sri Maneklal, S/o Late Sri Gulab Raiji,
Shivdatria Educational and Charitable Trust,

R/o 2-1-113, Tobacco Bazar,
Secunderabad - 500 003.

..... APPELLANT

AND

1.The Govt. of A.P., represented by the

Secretary for School Education of A.P.,
Secretariat, Hyderabad.
2.The Govt. of A.P., represented by the

Principal Secretary to the Higher Education, Secretariat, Hyderabad.
3.The Commissioner & Director of School Education, Govt.of Andhra Pradesh, Besides Telephone Bhavan, Saifabad, Hyderabad.
4.The Secretary, Board of Intermediate, Nampally, Hyderabad.
5.The District Educational Officer, Hyderabad District, Manoranjitham Complex, Block No.4, 1st Floor, Exhibition Grounds, Hyderabad.

.....RESPONDENTS.

Counsel for the Appellant: Mr.G.VENKAT SWAMY GOUD (Not

present)

Counsel for Respondents 1,2 & 5: G.P. FOR SCHOOL EDUCATION
Counsel for Respondents 3 & 4 : G.P. FOR HIGHER EDUCATION

The Court at the admission stage made the following :

ORAL JUDGMENT: (per the Hon'ble the Chief Justice)

None for the appellant.

We have gone through the impugned order as also the writ petition filed by the appellant. The writ petition was dismissed by the learned single Judge on the ground that the dispute is such for which writ petition is not appropriate remedy and liberty was reserved to the appellant to approach the appropriate civil forum.

As per the allegations of the petitioner-appellant, Bilasrai has relinquished from the trust and nominated in his place his son Indarkaran, and when Bilasrai ceased to be a trustee, his son had no right to run the school. The dispute is of civil nature for which remedy is to approach appropriate civil forum.

We do not see any ground to entertain this appeal. The writ appeal is dismissed.

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(DEVINDER GUPTA, C.J.)

6th October 2004.

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(C.V.RAMULU, J.)

ARS

To

1. The Secretary for School Education, Govt. of A.P., Secretariat, Hyderabad.
2. The Principal Secretary to the Higher Education, Govt. of A.P., Secretariat, Hyderabad.
3.The Commissioner & Director of School Education, Govt.of Andhra Pradesh, Besides Telephone Bhavan, Saifabad, Hyderabad.
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